IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P.NO. 2257 OF 2002

PETITIONER : Hare Ram Sharma,
S/o. Late Shri Ram Pravesh Sharma,
aged about 44 years
Occupation -Asstt. Statistical Officer,
Office of the District Office,
Panchayat and Social Welfare,
Janjgir Champa, R/o. LIG 46
Housing Board Colony,
Devri Khurd, Bilaspur (C.G.),

P. R. No. 2370/02
Presented by Shri ... Adv.
dated 28/10/02

Versus

RESPONDENTS : 1) State of Chhattisgarh
Through Chief Secretary
D.K.S Bhawan, Secretariat
Raipur (C.G.)

: 2) Secretary
Panchayat & Rural Deveopment
Government of Chhattisgarh
D.K.S Bhawan, Secretariat
Raipur (C.G.)

: 3) Special Secretary
Social Welfare Department
Government of Chhattisgarh
D.K.S Bhawan, Secretariat
Raipur (C.G.)

: 4) Secretary (Finance)
Government of Chhattisgarh
D.K.S Bhawan, Secretariat
Raipur (C.G.)

: 5) Joint Director (Administration)
Panchayat Social Welfare
Directorate
D.K.S Bhawan, Secretariat
Raipur (C.G.)

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS/ DIRECTIONS/ MANDAMUS/CERTIORARI

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(82)

आदेश पत्रक

मामला क्रमांक W.P. No. 2257/2002 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

2.1.2003

Smt. Hamida Siddque, counsel for the petitioner.

Shri Sanjay K. Agarwal, Deputy Advocate General for the State.

Heard.

In view of the limited nature of prayer made at the time of hearing on the question of admission the Court is of the opinion that no useful purpose would be served in keeping this writ petition pending as the same can be disposed of at the admission stage with a suitable directions.

As it appears from the record the petitioner was allocated to the State of Madhya Pradesh and subsequently by way of a mutual application for transfer he was allocated to the State of Chhattisgarh in place of Shri Nigam, Assistant Statistical Officer, Tribal Welfare, who was allocated to Madhya Pradesh.

Admittedly, the petitioner was initially under the Department of Panchayat and Social Welfare, which has been bifurcated, as alleged, into two independent departments i.e. "Panchayat and Rural Development" and "Panchayat and Social Welfare Department". According to the petitioner, he has been prejudiced by the act of the opposite party who has passed the order of promotion in favour of the juniors ignoring his claim and that he has also not been given a suitable posting. According to the petitioner, aggrieved with the illegal action he submitted a representation copy whereof is Annexure P/2 to the writ petition to the concerned officers for consideration and

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XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(33)

आदेश पत्रक

मामला क्रमांक WP 2257/02 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

which having not been considered, he has approached this Court for relief.

Since the representation has been moved which has not been considered as alleged the writ petition is disposed of by directing the respondents no. 1, 2 and/or 3 as the case may be, to consider the petitioner's representation and pass appropriate orders within a period of three months from the date of communication/supply of certified copy of the order. It is made clear that the Court is not expressing any opinion on the merits of the petitioner's case or his representation and that the concerned authority shall consider the same on its own merit.

With the above observations and directions, the writ petition stands disposed of. Consequently, M.W.P.No. 1312/2002 for interim also stands disposed of.

Certified copy as per rules.

Sd/-
P.C. Naik
Judge

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